



4/21/04

## MESSAGES FROM THE HOUSE

### **SB 350 (Brown)**

SB 350 is part of the Help America Vote Act package. Currently, county clerks must provide information in large print about voter qualification challenges by election officials in each polling place. SB 350 would repeal this law. The bill would require the Secretary of State at the office's own expense, two voter information placards per precinct. The information would include voting hours, how to obtain and vote on provisional ballots, identification requirements, instructions on how to contact the appropriate election official about alleged voting rights violations and how to challenge another voter as unqualified to vote.

- Emerson 1 (2 amends) was defeated [RC 217: 16 yes, 22 no (GOP)]. This would help protect voting access for disabled persons.
- The Senate concurred with the House changes to SB 350 [RC 218: 38 yes, 0 no]. Immediate Effect was given to the bill.

### **SB 727 (Sanborn)**

SB 727 would specify circumstances under which a child's grandparent could seek a grandparenting time order, including situations in which the parents were divorced or separated, the child's parent (who was the child of the grandparent) had died, or the parents were never married but paternity had been established. It would create a rebuttable presumption that a fit parent's actions and decisions regarding grandparenting time were in the child's best interests.

- The Senate did not concur with the House changes to SB 727 [RC 219: 2 yes (Goschka, Patterson), 36 no]. Sen. Sanborn stated that the House changes likely made the bill unconstitutional.

## FINAL PASSAGE

### **SB 912 (Sanborn)**

### **SB 913 (McManus)**

SB 912 would amend the sentencing guidelines to make the guidelines conform to provisions in SB 913 regarding increased penalties for reproducing, altering, counterfeiting, forging, or duplicating Michigan personal identification cards.

Support: State Police and Secretary of State.

- SB 912 passed [RC 223: 38 yes, 0 no].

SB 913 would increase penalties for reproducing, altering, counterfeiting, forging, or duplicating MI personal ID cards. Penalties match the current penalties for same offense related to driver's licenses. Penalties are on a sliding scale with the more severe penalties imposed in situations involving intent to use the forged or altered ID to commit a felony punishable by 10 years. State Police and Secretary of State support this bill.

- SB 913 passed [RC 224: 38 yes, 0 no].

### **SB 1051 (Cropsey)**

SB 1051 would make several amendments to the estates and protected individuals code. The code contains the laws relating to wills, trusts, the administration and distribution of estates of certain individuals, etc. This legislation would continue the process of keeping the law up to date and workable for practitioners, while protecting the interests of individuals. For the most part, the amendments would resolve ambiguities and internal inconsistencies within the law.

- SB 1051 passed [RC 222: 38 yes, 0 no].

### **HB 5307 (Van Regenmorter)**

HB 5307 would provide procedures for trustees when administering an estate in separating principal from income. The bill would repeal the current, outdated act and replace it with the newer Uniform Principal and Income Act. The model act incorporates many of the existing provisions, but includes several new provisions that reflect changes in investment practices and that resolve conflicts with the Prudent Investor Rule.

- Cropsey 1 (1 amend) was adopted [no RC]. This changed the effective date from May 1, 2004 to September 1, 2004.
- HB 5307 passed with IE [RC 221: 38 yes, 0 no].

### **HB 5466 (Emmons)**

HB 5466 would extend the length of delegated power of attorney powers in the estates and protected individuals code for individuals serving in the armed forces. The current length of delegated power of attorney for parents of a minor is 6 months. This bill would specify that if a parent or guardian is serving in the armed forces, a delegation of authority is effective until the 31<sup>st</sup> day after the end of deployment.

- HB 5466 passed with IE [RC 220: 37 yes, 0 no].

## **THIRD READING**

### **SB 591 (Hammerstrom)**

### **SB 1076 (Hammerstrom)**

### **SB 1079 (Johnson)**

Support: Greater Detroit Area Health Care, Inc., Greater Detroit Health Council -- The current system is jeopardizing Michigan's federal waiver (allowing for the community based system) and could cost, not just Wayne Co., but all of the state CMH programs. Without the waiver, Medicaid mental health services will be bid out and could be contracted to private, for-profit companies.

Oppose: MI AFL-CIO, AFSCME, MI Assn. of Counties, Macomb Co., Wayne County, Arab-American and Chaldean Council (ACC) – Employee-negotiated contracts would not necessarily follow the change and employees would no longer be county employees with county benefits.

SB 591 would require the Detroit-Wayne County community mental health board to become a CMH authority in order to contract to provide Medicaid mental health and substance abuse services. If the board was not reconstituted as a CMH authority by October 1, 2004, would no longer be eligible to provide Medicaid mental health and substance abuse services. If this occurred, other providers, either other CMH boards or private entities, would take over the provision of Medicaid services for that county.

- Committee 1 (S-1) was adopted [no RC].
- SB 591 was moved to 3<sup>rd</sup> Reading.

SB 1076 would require the Detroit-Wayne County community mental health services program (CMHSP) to be established as a community mental health (CMH) authority.

- SB 1076 was moved to 3<sup>rd</sup> Reading. No amendments.

SB 1079 would allow the Department of Community Health (DCH) to require the Detroit-Wayne County CMHSP to become a CMH authority as a condition of certification. (Under the Code, CMH authority status is voluntary.)

- SB 1079 was moved to 3<sup>rd</sup> Reading. No amendments.

#### **SB 869 (Birkholz)**

SB 869 is part of a 12-bill package that would provide an incentive for qualified start-up businesses to expand. The bill would allow a qualified start-up business to exempt a speculative building, new facility, or a replacement facility from the industrial facility tax for 5 consecutive years beginning on the December 31 in the year in which the qualified start-up business first claimed a single business tax credit as proposed under SB 862 or an income tax credit under SB 863. The exemption would not apply to special assessments or levies on bonds and school taxes. It is estimated that total property taxes paid by businesses that would qualify as a start-up business would equal \$500,000.

- Committee 1 (S-1) was adopted [no RC].
- JACOBS 1A (1 amend) was defeated [no RC]. This would require local approval of the exemption.
- SB 869 was moved to 3<sup>rd</sup> Reading.

**SB 979 (Patterson)**

**SB 981(THOMAS)**

**SB 982 (Bishop)**

**SB 985 (Kuipers)**

**SB 987 (Patterson)**

**SB 988 (Patterson)**

The bills would provide that, under certain circumstances in which an individual is required to undergo a physical examination by a licensed physician, the examination could be performed by a physician's assistant or certified nurse practitioner. Physician's assistants already may perform required physical exams under some of

the statutes the bills would amend. It would be appropriate to extend this ability to physician's assistants under all the statutes, particularly in situations in which nurse practitioners would be allowed to perform the exams.

Support: MI Council for Nurse Practitioners, MI Nurses Assn.

**SB 979:**

- Committee 1 (S-1) was adopted [no RC].
- SB 979 was moved to 3<sup>rd</sup> Reading.

**SB 981:**

- Committee 1 (S-1) was adopted [no RC].
- SB 981 was moved to 3<sup>rd</sup> Reading.

**SB 982:**

- Committee 1 (S-1) was adopted [no RC].
- SB 982 was moved to 3<sup>rd</sup> Reading.

**SB 985:**

- Committee 1 (S-1) was adopted [no RC].
- SB 985 was moved to 3<sup>rd</sup> Reading.

**SB 987:**

- Committee 1 (S-1) was adopted [no RC].
- SB 987 was moved to 3<sup>rd</sup> Reading.

**SB 988:**

- Committee 1 (S-1) was adopted [no RC].
- SB 988 was moved to 3<sup>rd</sup> Reading.

### **SB 1116 (Van Woerkom)**

SB 116 would amend the SBT to allow businesses to deduct income received through grants from the following sources: 1) Technology Tri-Corridor Small Business Innovation Research emerging business fund (MEDC); 2) Small business technology transfer programs under the U.S. small business research and development act. These are basically grants in emerging growth areas: the MEDC program is in the areas of automotive, life sciences, and homeland security. The Federal grants focus on helping small businesses explore growth opportunities. Companies in Michigan received \$27 million in Federal grants and \$1 million in Tech Tri-Corridor grants.

- SB 1116 was moved to 3<sup>rd</sup> Reading. No amendments.

### **HB 4927 (Ward)**

HB 4927 would require the Secretary of State to develop and issue a State-sponsored Thin Blue Line fund-raising registration plate and matching collector plate; and require donations collected from the sale of the plate to be credited to the Thin Blue Line of Michigan to provide assistance and support to the families of injured or deceased law enforcement officers.

- Committee 1 (S-2) was defeated [no RC].
- Gilbert 2 (S-3) was adopted [no RC].

- HB 4927 was moved to 3<sup>rd</sup> Reading.